## Public Utilities Commission of the State of California

William Ahern, Executive Director

<u>Headquarters</u> 505 Van Ness Avenue San Francisco, CA 94102 (415) 703-2782 Southern California Office 320 West 4<sup>th</sup> Street, Suite 500 Los Angeles, CA 90013 (213) 576-7000

Website: http://www.cpuc.ca.gov Calendar Archive: http://www.cpuc.ca.gov/daily\_calendar\_archive/

## Daily Calendar Wednesday, June 4, 2003

- Commission Meetings
- Notices
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- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
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- Miscellaneous Telecommunication Matters
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- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

## REGULAR COMMISSION BUSINESS MEETINGS

June 5, 2003	10 am	San Francisco
June 19, 2003	10 am	San Francisco
July 10, 2003	10 am	San Francisco

## COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

June 16, 2003	1:30 pm	San Francisco
July 7, 2003	1:30 pm	San Francisco
August 18, 2003	1:30 pm	San Francisco

## OTHER COMMISSION MEETINGS

#### NONE

## NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office <u>at least three</u> <u>business days in advance of the meeting</u>. Contact the Public Advisor's Office by any one of the following:

• e-mail: public.advisor@cpuc.ca.gov

toll-free: 1-866-849-8390 Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)

TTY: 1-866-836-7825 (toll-free)

1-415-703-5282

## **NOTICES**

## **Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West

4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

## **Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

## Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

## SUBSCRIPTION INFORMATION

## Subscription Notice for Draft Agenda Items

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above.

Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

## Subscription Notice for Daily Calendar and/or Agenda

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

## **COMMISSIONER OFFICE HOURS**

#### NONE

## **PUBLIC MEETING & WORKSHOPS**

## Public Meeting (Amended – 5/20/03)

June 4, 2003	California Public Utilities Commission
10 am – 1 pm	505 Van Ness Avenue, Room 2204
	(Corner of Van Ness Avenue and McAllister Street)
	San Francisco

The Payphone Service Providers Committee (PSPC) will hold its regular meeting for the Payphone Service Providers Enforcement (PSPE) program, the Public Policy Payphone Program (PPPP), and the TDD Placement Interim Committee (TPIC) to discuss the following:

**Hear Public Comments** 

Review/Approve April 29, 2003 Meeting Minutes

Discuss intention of Butch Zein to resign from PSPC

Review TPIC Applications, Reports, Financials, and Staffing

Review PSPE Program Reports, Financials, and Staffing

Review PPPP Applications, Reports, Financials, and Staffing

Review proposed PPPP procedures

Set Future Agenda Items

The Board will meet in Closed Session to: Review Personnel Issues.

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the PSPE office at (415) 703-2071 or e-mail wel@cpuc.ca.gov.

## <u>Workshop Notice – R02-01-011, Decision 03-05-034, Direct Access Switching</u> Exemption

June 6, 2003 California F	Public Utilities Commission
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10 am	505 Van Ness Ave, Auditorium
	(Corner of Van Ness Avenue and McAllister Street)
	San Francisco

Decision 03-05-034 directs the Commission's Energy Division to convene a Rule 22 Working Group meeting within 30 days of the decision. The Rule 22 Working Group was originally established in 1997 during electric industry restructuring to provide a forum that allowed technical and management-level staff from utilities, ESPs, and other industry participants to work together cooperatively to develop, refine, and implement the tariff rules and business practices necessary to support effective retail competition in the direct access market.

As directed by the Commission (D.03-05-034, mimeo, p. 12), this meeting of the Rule 22 Working Group shall:

address necessary implementation details associated with the switching rules adopted in the decision, as well as the process of notifying grandfathered DA customers concerning their options for returning to DA within a 45-day window period.

identify any unresolved implementation issues for which no consensus can be reached, and subsequently produce a report identifying such remaining issues so that the need for further hearings or other process to address remaining contested issues may be considered. address the issue of developing a tariff-based solution--for those DA customers who return to bundled service--to provide repayment of an appropriate share of accrued Direct Access Cost Responsibility Surcharge undercollections.

Pursuant to Ordering Paragraph 8 of D.03-05-034, the PG&E, SCE and SDG&E shall jointly develop advice letters to implement tariff changes and implementation timing and details necessary to comply with the provisions of this order (including the recovery of undercollections). The draft advice letters will be circulated to the service list by the utilities on June 3<sup>rd</sup>. A more detailed draft agenda will also be circulated prior to the workshop.

This workshop is open to the public. Please address any questions regarding the workshop to Steve Roscow of the Commission's Energy Division, at (415) 703-1189 or by e-mail to (scr@cpuc.ca.gov).

## Workshop Notice - Draft Resolution E--3711 (Electronic Billing)

June 12, 2003	California Public Utilities Commission
10 am - noon	505 Van Ness Ave, Training Room
	(Corner of Van Ness Avenue and McAllister Street)
The workshop will begin at 10:00 a.m.	San Francisco
and is expected to last until noon, but it	
may be extended into the afternoon, if	
necessary.	

In view of the comments the Commission has received on the Draft Resolution E-3711 issued March 3, 2003 by the Energy Division, we are calling a workshop to discuss the extent and form of any consumer electronic billing.

We will focus on the electronic billing programs being proposed for residential and small

commercial customer, and associated consumer protection measures. We will also ask for explanations of the current billing practices for direct access customers and core aggregators, and of any changes in those practices that are being considered by the public utility corporations.

Southern California Edison (Edison), Pacific Gas and Electric Company (PG&E), San Diego Gas & Electric Company (SDG&E), and Southwest Gas (Southwest) should bring proposals for implementing electronic billing, for any consumer protection measures that may be necessary or useful, and for resolving differences they may have with the recommendations set forth in Draft Resolution E-3711. Other parties may also bring proposals.

This workshop is open to all parties. If parties other than PG&E, Edison, SDG&E, and Southwest plan to attend and make proposals, they should contact Maurice Monson of the Energy Division. Please address any questions on the workshop to Maurice Monson at (415) 703-3072 or by e-mail to (mdm@cpuc.ca.gov).

## Public Meeting Notice - Deaf and Disabled Telecommunications Program

Deaf and Disabled Telecommunications Program	DDTP Offices
	Conference Room
June 12, 2003	505 14 <sup>th</sup> Street, Suite 400
10 am – 4 pm	Oakland

The Equipment Program Advisory Committee of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following: PUBLIC MEETING AGENDA

I. Administrative Business, A. Agenda Modification and Approval (Killian), B. Review of Minutes from the Previous Meeting (Killian), C. Review of Action List Items (Killian), D. Report from the Chair (Killian), E. Executive Director's Report (Bergum), F. DDTP Staff Reports, 1. Consumer Affairs Report, 2. Consumer Contact Report, 3. Field Operations Report, 4. Marketing Report, 5. CRS Report, II. Public Input, III. Equipment Program Manager's Report (Castellanos), IV. Equipment Update (Castellanos), V. Transition Update (Chair), VI. Volunteer Representative to CRSAC (Chair), VII. Volunteer Representative to DDTPAC (Chair), VIII. Other Business, A. Member Reports, B. Review of consumer contact logs, C. Requests for invention, D. Suggested items for next month's agenda, E. Future meetings

<u>Meeting Information</u>: For more information, please contact Katy Franco, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

<u>Environmental Notice</u>: People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

NOTICE OF DRAFT RESOLUTIONS (Pursuant to PU Code § 311(g))

M-4809 Commission authorizes Executive Director to grant deviations from requirements in General Order 96-A regarding submittal of tariff sheets and advice letters. Public Utilities Code Section 311(g)(1).

http://www.cpuc.ca.gov/WORD\_PDF/COMMENT\_RESOLUTION/25745.doc Draft resolution M-4809 of the Executive Division is available at the Commission's web site: http://www.cpuc.ca.gov/PUBLISHED/COMMENT\_RESOLUTION/25742.htm.

The draft Resolution T16747 establishing a budget of \$56,302,982 for the Deaf and Disabled Telecommunications Equipment and Services program (DDTP) for July 1, 2003 through June 30, 2004 is available at the Commission's web site: http://www.cpuc.ca.gov/PUBLISHED/COMMENT\_RESOLUTION/25863.htm. Contact person: Kelly Hymes @ (415) 703-1157 or khy@cpuc.ca.gov

## **NEW FILINGS**

County, Inc., Bob Allen, Jeanne, Anson and Tom Sharpee, Bob Barbarick, Mark Boulet, Joyce Bowen, Terry Bulman, Clotaire and Susan Castanier, Mike Kijak, Rusty and Cherise Manning, Erick and Sylvie Moore, Elise Osner, Carol Ann and Nielsen Rogers, Alan and Gen Sanderson, Bob Schaibel, Ed Steele, Don Surplus, W. Scott van der Horst, and Tiemo and Conni von Zweck, for Ex Parte Approval of an Interim Alternative Plan for Protection of the Public pursuant to

General Order 120-C, Sections 3(E) and 6.

5/30/03 P03-05-040 Petition to Adopt, Amend or Repeal a Regulation

pursuant to Public Utilities Code Section 1708.5 in order to Amend General Order 120-C filed by the Aeronaut Scoiety, Professional Balloon Pilots Association of Napa County, Inc., Bob Allen, Jeanne, Anson and Tom Sharpee, Bob Barbarick, Mark Boulet, Joyce Bowen, Terry Bulman, Clotaire and Susan Castanier, Mike Kijak, Rusty and Cherise Manning, Erick and Sylvie Moore, Elise Osner, Carol Ann and Nielsen Rogers, Alan and Gen Sanderson, Bob Schaibel, Ed Steele, Don Surplus, W. Scott van der

Horst, and Tiemo and Conni von Zweck.

## PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

## **NONE**

## DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS

## **NONE**

## **ADVICE LETTER FILINGS**

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

05/16/03	Telecom 220	MCI WORLDCOM COMMUNICATIONS, INC., revise customer's qualification in electing to receive intra state services. to grand father member to member calling (effective TBD)
05/20/03	Telecom 62	COMCAST PHONE OF CALIFORNIA, LLC, REVISE ULTS (effective TBD)
05/21/03	Telecom 2665	AT&T COMMUNICATIONS OF CALIFORNIA, INC, contract (effective TBD)
05/21/03	Telecom 2666	AT&T COMMUNICATIONS OF CALIFORNIA, INC, CONTRACT (effective TBD)
05/21/03	Telecom 19	DPI TELECONNECT, LLC, INCREASECHCF-B (anticipated effective )
05/21/03	Telecom 13	MCLEOD USA TELECOMMUNICATIONS SERVICES, NEW SERVICE PREFFERED ADVANTAGE (effective TBD)

05/21/03	Telecom 23800	PACIFIC BELL, SPECIAL ACESS MON RING, MINOR TARIFF CHANGE (effective TBD)
05/21/03	Telecom 74	SOUTHWESTERN BELL COMMS SVCS., INC., CONTRACT (effective TBD)
05/21/03	Telecom 75	SOUTHWESTERN BELL COMMS SVCS., INC., GOVERNMENT CONTRACT (effective TBD)
05/21/03	Telecom 76	SOUTHWESTERN BELL COMMS SVCS., INC., GOVERMENT CONTRACT (effective TBD)
05/21/03	Telecom 77	SOUTHWESTERN BELL COMMS SVCS., INC., GOVERMENT CONTRACT (effective TBD)
05/21/03	Telecom 199	TCG LOS ANGELES, contract (effective TBD)
05/21/03	Telecom 200	TCG LOS ANGELES, contract (effective TBD)
05/21/03	Telecom 322	THE PONDEROSA TELEPHONE COMPANY, REVISE ULTS (effective TBD)
05/21/03	Telecom 148	US TELEPACIFIC CORPORATION, INTRODUCE INSTALLMENT BILLING FOR NON RECURRING CHARGES FOR CERTAIN SERVICES (effective TBD)
05/21/03	Telecom 10518	VERIZON CALIFORNIA, INC., E911 EQUIPMENT REMOVAL (effective TBD)
05/21/03	Telecom 107	Z-TEL COMMUNICATIONS, INC., introduce z-line business plus (effective TBD)
05/22/03	Telecom 3	CF COMMUNICATIONS, LLC, REVISE ULTS (effective TBD)
05/22/03	Telecom 5	CLARICOM NETWORKS INC., REVISE ULTS (effective TBD)
05/22/03	Telecom 77	TALK AMERICA, INC., REVISE ULTS (effective TBD)
05/22/03	Telecom 199	TIME WARNER TELECOM OF CALIFORNIA, L.P., INFORMATIONAL REPORT (effective TBD)
05/23/03	Telecom	PACIFIC BELL, Supplements A.L.No.23795, CONTRACT

	23795-A	FORDDD-VPP, (effective TBD)
05/27/03	Telecom 23800-A	PACIFIC BELL, Supplements A.L.No.23800, SPECIAL ACESS MON RING, MINOR TARIFF CHANGE (effective TBD)
05/27/03	Telecom 56	SEREN INNOVATIONS, INC, SURCHARGE INCREASE (effective TBD)
05/28/03	Telecom 10522	VERIZON CALIFORNIA, INC., GOVERNMENT CONTRACT (effective TBD)
05/29/03	Energy 3265G	SOUTHERN CALIFORNIA GAS COMPANY, Revised retail and wholesale buy-back rates for May 2003 (anticipated effective 05/30/03)
05/29/03	Telecom 678	SPRINT COMMUNICATIONS COMPANY, L.P., REVISE ULTS (effective TBD)
05/29/03	Telecom 679	SPRINT COMMUNICATIONS COMPANY, L.P., REVISE ULTS (effective TBD)
05/29/03	Telecom 200	TIME WARNER TELECOM OF CALIFORNIA, L.P., SERVICE CHANGE (effective TBD)
05/29/03	Telecom 201	TIME WARNER TELECOM OF CALIFORNIA, L.P., CONTRACT (effective TBD)
05/30/03	Energy 2463G	PACIFIC GAS & ELECTRIC COMPANY, Monthly gas price filing (anticipated effective 06/06/03)
05/30/03	Energy 2464G	PACIFIC GAS & ELECTRIC COMPANY, Monthly gas price filing (anticipated effective 06/06/03)
05/30/03	Energy 2465G 2385E	PACIFIC GAS & ELECTRIC COMPANY, Revised household income requirements for CARE program (anticipated effective 06/01/03)
05/30/03	Energy 1502E 1380G	SAN DIEGO GAS & ELECTRIC COMPANY, Notice of the creation of new affiliates (anticipated effective 05/30/03)
05/30/03	Energy 299E-A	SIERRA PACIFIC POWER COMPANY, Supplements A.L.No.299E, Establishment of the income limitations for the California Alternate Rates for Energy Program and the

		Low Income Energy Efficiency Program (anticipated effective 06/01/03)
05/30/03	Energy 1709E	SOUTHERN CALIFORNIA EDISON COMPANY, Tariff revisions to clarify requirements of net-generators during rotating outages (anticipated effective 07/09/03)
05/30/03	Energy 3264G	SOUTHERN CALIFORNIA GAS COMPANY, Notice of the creation of new affiliates (anticipated effective 05/30/03)
05/30/03	Energy 3266G	SOUTHERN CALIFORNIA GAS COMPANY, Core monthly pricing and core subscription revision for June 2003 (anticipated effective 06/01/03)
05/30/03	Telecom 4	CF COMMUNICATIONS, LLC, revise rates and introduce new rates and surcharge (effective TBD)
05/30/03	Telecom 84	QWEST COMMUNICATIONS CORPORATION, SIMPLIFY DIRECTORY ASSISTANCE AND PAY PHONE SURCHARGES (effective TBD)
05/30/03	Telecom 590	VERIZON WEST COAST, INC., increase CHCF-B (effective TBD)
06/02/03	Energy 1710E	SOUTHERN CALIFORNIA EDISON COMPANY, Establishment of the general rate case revenue requirement memorandum account in compliance with Decision 03-05-076 (anticipated effective 06/02/03)
06/02/03	Water 27	GARBERVILLE WATER COMPANY, INC., To collect a surcharge for recovery expenses in its unanticipated repair cost memorandum account. (effective TBD)
06/02/03	Water 52	TORO WATER SERVICE, INC., To offset the increase in the Consumer Price Index for 2002. (effective TBD)
06/03/03	Telecom 2664	AT&T COMMUNICATIONS OF CALIFORNIA, INC, CONTRACT (effective TBD)

## **ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)**

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications

Division (703-1330) or Water Division (703-2028).

## **NONE**

## ADVICE LETTER PROTESTS

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

06/02/03	Energy 2458G 2379E	PACIFIC GAS & ELECTRIC COMPANY, Revisions to gas main and distribution line extensions under gas and electric Rule 15, protest by California Building Industry Assc
06/02/03	Energy 1496E 1377G	SAN DIEGO GAS & ELECTRIC COMPANY, Revision of electric Rule 15, Distribution Line Extensions, and gas Rule 15, Gas Main Extensions, protest by California Building Industry Assc
06/02/03	Energy 3260G	SOUTHERN CALIFORNIA GAS COMPANY, Filing Revisions in Compliance with D.03-03-032 - Line Extensions, protest by California Building Industry Assc
06/02/03	Energy 686G	SOUTHWEST GAS CORPORATION, Tariff Revisions to Implement the Changes to Line Extension Rules Late filed protest by California Building Industry Assc
06/02/03	Energy 1705E	SOUTHERN CALIFORNIA EDISON COMPANY, Revision to the applicant installation provisions of Rule 15, Distribution Line Extensions, protest by California Building Industry Assc
06/02/03	Water 1126-W	SOUTHERN CALIFORNIA WATER COMPANY, Compliance filing to submit the active non-tariffed services currently provided pursuant to Decision 03-04-028, dated April 3, 2003. Protest by Office of Ratepayer Advocates.

# **MISCELLANEOUS TRANSPORTATION ITEMS Filings with Consumer Protection and Safety Division**

## **NONE**

## MISCELLANEOUS TELECOMMUNICATION MATTERS

## **Date Filed Subject**

June 2, 2003

The California High Cost Fund – A (CHCF-A) Administrative Committee filed a proposed Fiscal Year 2004-05 (July 1, 2004 through June 30, 2005) Budget for the CHCF-A Fund with the Commission's Executive Director. This proposed budget is available at:

http://www.cpuc.ca.gov/static/industry/telco/public+programs/advis ory+boards/chcfaac.htm or by calling Hassan Mirza at (415)- 703-1638. Protests or comments should be made within 20 days from the date this notice first appears in this Daily Calendar and should be sent to the Director of Telecommunications Division - Jack Leutza in Room 3210.

June 2, 2003

The Universal Lifeline Telephone Service (ULTS) Trust Administrative Committee filed a proposed Fiscal Year 2004-05 budget for the ULTS Fund with the Commission's Executive Director. This proposed budget is available at: http://www.cpuc.ca.gov/static/industry/telco/public+programs/advis ory+boards/ults.htm or by calling Angela Young at 415-703-2837. Protests or comments should be made within 20 days from the date this notice first appears in this Daily Calendar and should be sent to Jack Leutza, CPUC/Telecommunications Division, 505 Van Ness Avenue, San Francisco, CA 94102.

## TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

5/23/03 A.01-09-012

Bushey - In the Matter of the Application of the City of San Diego for an order authorizing modification of an existing at-grade crossing on three light rail vehicle tracks and one heavy rail track of the Metropolitan Transit Development Board, and one heavy rail track of the Burlington Northern and Santa Fe Railway Company, at Park Boulevard, in the City of San Diego, San Diego County, California.

Daily Calend California Pa	lar ublic Utilities Commi	ission Wednesday, June 4, 2003
5/27/03	I.03-05-011	Bushey - In the Matter of the Order Instituting Investigation into the operations and practices of Bill Dennis and Gloria Dennis a Partnership doing business as Tour Designs, Respondents.
6/2/03	A.01-10-011	Wong - Application of Pacific Gas and Electric Company Proposing a Market Structure and Rules for the Northern California Natural Gas Industry for the Period Beginning January 1, 2003 as Required by Commission Decision 01-09-016. (U 39 G).
AD	DJOURNMENTS * I	RESETTINGS * HEARINGS CONCLUDED
	A.02-11-017	Cooke and Halligan- Application of Pacific Gas and Electric Company for Authority, Among Other Things, To Increase Revenue Requirements for Electric and Gas

A.02-11-017	Cooke and Halligan- Application of Pacific Gas and Electric Company for Authority, Among Other Things, To Increase Revenue Requirements for Electric and Gas Service and to Increase Rates and Charges for Gas Service Effective on January 1, 2003. (U 39 M), and
I.03-01-012	Cooke and Halligan - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Pacific Gas and Electric Company, and
A.02-09-005	Cooke and Halligan - Application of Pacific Gas and Electric Company Pursuant to Resolution E-3770 for Reimbursement of Costs Associated with Delay in Implementation of PG&E's New Customer Information System Caused by the 2002 20/20 Customer Rebate Program. (U 39 E),  Evidentiary Hearing held and continued to June 4
A.03-04-002	O'Donnell - In the Matter of the Application of Citizens Telecommunications Company of California, Inc. (U-1024-C) dba Frontier Communications of California to review its New Regulatory Framework, <b>Prehearing Conference held and concluded</b>
C.02-11-053	Simon - Pasadena Neighborhood Coalition, Complainant, vs. Altrio Communications, Inc., Defendant, Evidentiary Hearing held and continued to June 4

## REMOVALS FROM CALENDAR

## **NONE**

## **NEW SETTINGS**

## **NONE**

## LAW AND MOTION

Law and Motion Hearings are held before **Administrative Law Judge Sarah R. Thomas** and **Peter Allen** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

6/9/03	10:00 a.m.	NONE SCHEDULED
6/16/03	10:00 a.m.	NONE SCHEDULED
6/23/03	10:00 a.m.	NONE SCHEDULED

## FINAL ORAL ARGUMENTS (FOA)

## **NONE**

## **HEARINGS**

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

(PHC) = Prehearing Conference(WS) = Workshop(EH) = Evidentiary Hearing(FPH) = Full Panel Hearing(PPH) = Public Participation Hearing(AH) = Arbitration Hearing

(IAM) = Initial Arbitration Meeting (M) = Mediation (ECP) = Expedited Complaint Procedure (OSC) = Order to Show Cause		(LM) = Law & Motion
6/4/03 ALJ Cooke & ALJ Halligan Comr Peevey	9:00 a.m. A.02-11-017	(EH) - Application of Pacific Gas and Electric Company for Authority, Among Other Things, To Increase Revenue Requirements for Electric and Gas Service and to Increase Rates and Charges for Gas Service Effective on January 1, 2003. (U 39 M), and
	I.03-01-012	(EH) - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Pacific Gas and Electric Company, and
	A.02-09-005	(EH) - Application of Pacific Gas and Electric Company Pursuant to Resolution E-3770 for Reimbursement of Costs Associated with Delay in Implementation of PG&E's New Customer Information System Caused by the 2002 20/20 Customer Rebate Program. (U 39 E), Commission Courtroom, San Francisco (also June 5 – 6; June 9 – 13; June 16 – 20; June 30 – July 3; July 7 – 11; July 14 – 18; and July 21 – 25)
6/4/03 ALJ Simon Comr Brown	9:00 a.m. C.02-11-053	(EH) - Pasadena Neighborhood Coalition, Complainant, vs. Altrio Communications, Inc., Defendant, Commission Courtroom, San Francisco
6/4/03 ALJ Walker Comr Brown	10:00 a.m. C.02-07-044	(PHC) - The Utility Consumers' Action Network (UCAN), Complainant, v. Pacific Bell Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants,  Commission Courtroom, San Francisco
6/4/03 ALJ Patrick Comr Brown	1:00 p.m. C.02-12-010	(EH) - Skip and Gail Thomson, Complainants, vs. SBC Pacific Bell, Defendant, Public Works Department 650 Merchant Street, Conference Room #2 Vacaville, CA

6/9/03 ALJ Econome Comr Wood	10:00 a.m. C.02-12-037	(EH) - The Colony Mobile Home Park, Ltd., a California Limited Partnership, and the Western Manufactured Housing Community Association, Complainants, v. Southern California Edison Company; Pacific Gas and Electric Company; Southern California Gas Company; San Diego Gas & Electric Company; and DOES 1 through 10, Defendants, Commission Courtroom, San Francisco (also June 10 – 11 at 9:00 a.m.)
6/9/03 ALJ TerKeurst Comr Lynch	10:00 a.m. I.00-11-001	(EH) - Order Instituting Investigation into implementation of Assembly Bill 970 regarding the identification of electric transmission and distribution constraints, actions to resolve those constraints, and related matters affecting the reliability of electric supply,  Commission Courtroom, San Francisco (also June 10 – 11 at 9:00 a.m.)
6/10/03 ALJ Fukutome Comr Peevey	10:00 a.m. A.02-11-007	(EH) - In the matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service by \$19,826,100 or 29.72% in 2003; by \$6,327,800 or 7.31% in 2004; and by \$6,326,200 or 6.81% in 2005 in its Region III Service Area and increased rates for the General Office Allocation in all of its Customer Service Areas in this Application including: Arden-Cordova, Bay Point, Clearlake, Los Osos, Ojai, Santa Maria, Simi Valley and Metropolitan, Commission Courtroom, San Francisco
6/11/03 ALJ Grau Comr Peevey	10:00 a.m. C.02-09-045	(EH) - Mpower Communications Corp., Complainant, vs. Pacific Bell Telephone Company, Defendant, Commission Courtroom, San Francisco (also June 12 at 9:30 a.m.)
6/11/03 ALJ Patrick	1:00 p.m. C.03-05-010	(ECP) - William Leach, Complainant, vs. Pacific Gas and Electric Company, Defendant, Watsonville City Hall Council Chamber 250 Main Street Watsonville, CA

6/12/03 ALJ TerKeurst Comr Lynch	10:00 a.m. I.00-11-001	(PHC) - Order Instituting Investigation into implementation of Assembly Bill 970 regarding the identification of electric transmission and distribution constraints, actions to resolve those constraints, and related matters affecting the reliability of electric supply,  Commission Courtroom, San Francisco (also June 13)
6/17/03 ALJ Thomas Comr Brown	2:00 p.m. C.01-11-022	(PHC) - Bill E. Clarkson and Frances C. Slate, dba Silk Purse Properties, Complainants, vs. Pacific Gas and Electric Company, Defendant, Commission Courtroom, San Francisco
6/19/03 ALJ Brown Comr Lynch	10:00 a.m. R.02-06-041	(EH) - Order Instituting Rulemaking to Require California Natural Gas and Electric Utilities to Preserve Interstate Pipeline Capacity to California, Commission Courtroom, San Francisco
6/19/03 ALJ O'Donnell Comr Brown	10:00 a.m. R.03-03-017	(PHC) - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and
	I.03-03-018	(PHC) - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and
	C.00-01-017	(PHC) - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants,  Commission Courtroom, San Francisco

6/20/03 ALJ McKenzie Comr Brown	10:00 a.m. I.02-05-001	(PHC) - Investigation into NOS COMMUNICATIONS, INC. (U-5251-C), dba International Plus, O11 Communications, Internet Business Association (INETBA), I-Vantage Network Solutions; AFFINITY NETWORK, INC. (U-5229-C), dba QuantumLink Communications and HorizonOne Communications; and the corporate officers of NOS or ANI, to determine whether they have violated the laws, rules, and regulations governing the manner in which California subscribers are solicited, switched from one presubscribed carrier to another, and billed for telephone services, Commission Courtroom, San Francisco
6/23/03 ALJ O'Donnell Comr Kennedy	10:00 a.m. A.01-03-026	(EH) - Application of PacifiCorp (U 901-E) For an Order Authorizing an Immediate Interim Rate Increase, Subject to Refund and For Consideration of a Rate Stabilization Plan,  Commission Courtroom, San Francisco (also June 24 – 27 at 9:30 a.m.)
6/24/03 ALJ Duda Comr Wood	9:30 a.m. – 4:00 p.m. A.01-02-024	(EH and WS) - Joint Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Switching in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.01-02-035	(EH and WS) - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-031	(EH and WS) - Application of The Telephone Connection Local Services, LLC (U 5522 C) for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

	A.02-02-032	(EH and WS) - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and Signaling Networks and Call-Related Databases in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-034	(EH and WS) - Application of Pacific Bell Telephone Company (U 1001 C) for the Commission to Reexamine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-03-002	(EH and WS) - Application of XO California, Inc. (U 5553 C) for the Commission to Reexamine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, San Francisco Civic Center Complex 455 Golden Gate Ave., Hearing room 9 San Francisco, CA (also June 25 – 26)
6/24/03 ALJ Prestidge Comr Brown	9:30 a.m. A.03-02-005	(EH) - Application of PACIFIC GAS AND ELECTRIC COMPANY for Authorization to Lease Certain Electric Distribution Facilities Serving the Mountain House Area of San Joaquin County, and to Sell Certain Related Electric Distribution Facilities, to the Modesto Irrigation District Pursuant to Public Utilities Code Section 851. (U 39 E), Commission Courtroom, San Francisco (also June 25)
6/25/03 ALJ Econome Comr Peevey	1:30 p.m. R.03-02-035	(PHC) - Rulemaking for the Purpose of Amending General Order 156 Commission Courtroom, San Francisco

7/7/03 ALJ McVicar Comr Peevey	2:00 p.m. A.03-03-029	(PHC) - Application of San Diego Gas & Electric Company for Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective January1, 2004. (U 902-E), Commission Courtroom, San Francisco
7/9/03 ALJ Walwyn Comr Peevey	10:00 a.m. R.01-10-024	(PHC) - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development,  Commission Courtroom, San Francisco
7/14/03 ALJ Walwyn Comr Peevey	10:00 a.m. R.01-10-024	(EH) - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development,  Commission Courtroom, San Francisco (also July 15 – 18; July 21 – 25; and July 28 – August 1)
7/15/03 ALJ Barnett Comr Brown	10:00 a.m. A.01-09-003 ( <b>Phase 2</b> )	(EH) - Application of Pacific Gas and Electric Company in the 2001 Annual Transition Cost Proceeding for the Record period July 1, 2000, through June 30, 2001. (U 39 E), Commission Courtroom, San Francisco (also July 16 – 18 and July 28 – 29)
7/21/03 ALJ Long Comr Brown	10:00 a.m. A.03-02-027	(PHC and EH) - Application of SFPP, LP pursuant to Commission Resolution No. O-0043 issued October 24, 2002, Commission Courtroom, San Francisco (also July 22 – 25 at 9:30 a.m.)
7/28/03 ALJ Maloney Comr Peevey	10:00 a.m. A.02-11-044	(EH) - In the Matter of the Application of SAN GABRIEL VALLEY WATER COMPANY (U337W) for Authority to Increase Rates Charged for Water Service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in 2005, and \$3,079,900 or 6.4% in 2006, Commission Courtroom, San Francisco (also July 29 – August 1)

7/29/03 ALJ Simon Comr Kennedy	10:00 a.m. A.03-01-013	(PHC) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, Commission Courtroom, San Francisco
8/4/03 ALJ Bushey Comr Wood	10:00a.m. A.02-11-057	(EH) - Application of Point Arena Water Works, Inc. for an order authorizing a rate increase in rates subject to refund producing additional annual revenues of \$70,137 or 56.9% for the test year 2002, Commission Courtroom, San Francisco
8/12/03 ALJ TerKeurst Comr Lynch	2:00 p.m. & 7:00 p.m. A.02-09-043	(PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project.,  San Mateo City Hall Council Chamber 330 West 20 <sup>th</sup> Avenue San Mateo, CA (also November 18, 2003 at 2:00 p.m.)
8/14/03 ALJ TerKeurst Comr Lynch	2:00 p.m. & 7:00 p.m. A.02-09-043	(PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project.,  War Memorial Building San Bruno Recreation Center  Meeting Room A/B  Crystal Springs Ave @ Oak Ave San Bruno, CA (also November 18, 2003 at 7:00 p.m.)
9/5/03 ALJ Barnett Comr Wood	10:00 a.m. C.01-01-032	(EH) - ENRON ENERGY SERVICES, INC. and ENRON ENERGY MARKETING CORP., Complainants, vs. PACIFIC GAS AND ELECTRIC COMPANY, Defendant, and
	C.01-01-051	(EH) - APS ENERGY SERVICES COMPANY, INC., Complainant, vs. PACIFIC GAS AND ELECTRIC COMPANY, Defendant, and

	C.01-03-001	(EH) - ABAG PUBLICLY OWNED ENERGY RESOURCES, Complainant, vs. PACIFIC GAS AND ELECTRIC COMPANY, Defendant, and
	C.01-09-011	(EH) - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, Commission Courtroom, San Francisco
9/8/03 ALJ Simon Comr Brown	10:00 a.m. C.02-11-011	(PHC) - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant, Commission Courtroom, San Francisco
9/8/03 ALJ Walker Comr Brown	4:00 p.m. & 7:00 p.m. A.01-10-047	(PPH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura,  Oxnard City Hall Council Chamber 305 West 3 <sup>rd</sup> Street Oxnard, CA
9/9/03 ALJ Walker Comr Brown	10:00 a.m 4:00 p.m. A.01-10-047	(EH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura,  Oxnard City Hall Council Chamber  305 West 3 <sup>rd</sup> Street  Oxnard, CA  (also September 10 – 11)
9/15/03 ALJ Simon Comr Brown	10:00 a.m. C.02-11-011	(EH) - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant, Commission Courtroom, San Francisco (also September 16 – 19)
9/24/03 ALJ DeBerry Comr Lynch	10:00 a.m. R.02-10-001	(EH) - Order Instituting Rulemaking on the Establishment of a Public Purpose Program Surcharge Pursuant to Assembly Bill (AB) 1002, Commission Courtroom, San Francisco (also September 25 - 26)

9/26/03 ALJ Long Comr Wood	10:00 a.m. A.02-12-027	(PHC) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and
	A.02-12-028	(PHC) - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue and base rates. (U 902-M), and
	I.03-03-016	(PHC) - Investigation on the Commission's Own Motion Into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company, Commission Courtroom, San Francisco
9/29/03 ALJ Long Comr Wood	9:00 a.m. A.02-12-027	(EH) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and
	A.02-12-028	(EH) - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and
	I.03-03-016	(EH) - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,  Commission Courtroom, San Francisco (also September 30 – October 3; October 6 – 10; October 14 – 17; and October 20 – 24)
9/29/03 ALJ Thorson Comr Brown	9:00 a.m. – 3:00 p.m. A.03-01-034	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and
	A.03-01-035	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and

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	A.03-01-036	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and
	A.03-01-037	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District, Commission Courtroom, San Francisco (also September 30 – October 3)
9/30/03 ALJ Barnett Comr Wood	2:00 p.m. A.02-05-004	(PHC) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
	I.02-06-002 PHASE 2	(PHC) - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, Commission Courtroom, San Francisco
10/7/03 ALJ Simon Comr Kennedy	9:00 a.m. A.03-01-013	(EH) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, Commission Courtroom, San Francisco (also October 8 – 10)
10/7/03 ALJ Barnett Comr Wood	10:00 a.m. A.02-05-004	(EH) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
	I.02-06-002 PHASE 2	(EH) - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, Commission Courtroom, San Francisco (also October 8 – 10; October 14 – 17; October 20 – 23; October 27 – 30; and November 3 – 6)

11/3/03 ALJ McVicar Comr Peevey	10:00 a.m. A.03-03-029	(EH) - In the Matter of the Application of San Diego Gas & Electric Company for Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, January 1, 2004 (U 902-E), Commission Courtroom, San Francisco (also November 4 – 7; November 10 & November 12 – 14)
11/3/03 ALJ TerKeurst Comr Lynch	10:00 a.m. I.02-11-040	(EH) - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and
	I.03-02-033	(EH) - Order Instituting Investigation Whether San Diego Gas & Electric Company, Southern California Gas Company and Their Holding Company, Sempra Energy, Respondents, Have Complied With Relevant Statutes and Commission Decisions, Pertaining to Respondents' Holding Company Systems and Affiliate Activities, Commission Courtroom, San Francisco (also November 4 – 7 at 9:00 a.m.)
11/12/03 ALJ Thorson Comr Brown	9:00 a.m. – 3:00 p.m. A.03-01-034	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and
	A.03-01-035	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and
	A.03-01-036	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and

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	A.03-01-037	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District, Commission Courtroom, San Francisco (also November 13 – 14 and November 17 - 19)
11/18/03 ALJ TerKeurst Comr Lynch	2:00 p.m. A.02-09-043	(PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project.,  San Mateo City Hall Council Chamber 330 West 20 <sup>th</sup> Avenue San Mateo, CA (also August 12, 2003 at 2:00 p.m. & 7:00 p.m.)
11/18/03 ALJ TerKeurst Comr Lynch	7:00 p.m. A.02-09-043	(PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project.,  War Memorial Building San Bruno Recreation Center Meeting Room A/B Crystal Springs Ave @ Oak Ave San Bruno, CA (also August 14, 2003 at 2:00 p.m. & 7:00 p.m.)
12/4/03 ALJ Terkeurst Comr Lynch	9:00 a.m. A.02-09-043	(EH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project,  Commission Courtroom, San Francisco (also December 5 and December 8 – 10) (Note: December 8 at 10:00 a.m. and the remaining days at 9:00 a.m.)

## NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements

an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

## **NONE**

## NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

## All-Party Meeting - A01-03-036

June 4, 2003	California Public Utilities Commission
11 am – 12 noon	505 Van Ness Avenue, CPUC Auditorium
	(Corner of Van Ness Avenue and McAllister Street)
	San Francisco

There will be an all-party meeting with Commissioner Susan P. Kennedy to discuss ALJ Michelle Cooke's Decision on the Valley Rainbow Interconnect proceeding, A01-03-036. All parties are invited to meet with Commissioner Kennedy on this matter. No individual meetings will be granted. All participants must provide Commissioner Kennedy's office with the names of individuals who will be participating, their affiliation, and telephone/fax number to be reached in the event of changes to this meeting. Please contact Mary Lou Tousey at (415) 703-2593 or e-mail her at mlt@cpuc.ca.gov NO LATER than the end of business on Tuesday, June 3, so that there is adequate time to advise the Commissioner's office of the attendees.

## All-Party Meeting – R01-10-024

June 4, 2003	California Public Utilities Commission
$1:30 \ pm - 3 \ pm$	505 Van Ness Avenue, Auditorium
	(Corner of Van Ness Avenue and McAllister Street)
	San Francisco

There will be an all-party meeting with President Michael R. Peevey and Commissioner Susan P. Kennedy, to discuss Proposed Decision in the procurement rulemaking, renewable portfolio standard phase. All parties are invited to meet with President Peevey and Commissioner Kennedy on this matter. No individual meetings will be granted. All participants must provide President Peevey's office with the names of individuals who will be participating, their affiliation, and telephone/fax number or email to be reached in the event of changes to this meeting. Please contact Rhonda Nasu at (415) 703-2165 or e-mail her at rmn@cpuc.ca.gov no later than the close of business on Monday, June 2, 2003, so that there is adequate time to advise the Commissioners' offices of the attendees.

## All-Party Meeting - R01-10-024

June 9, 2003	California Public Utilities Commission
10 am – 12 noon	505 Van Ness Avenue, Auditorium
	(Corner of Van Ness Avenue and McAllister Street)
	San Francisco

There will be an all-party meeting with Commissioner Geoffrey F. Brown and David Gamson, Advisor to Commissioner Brown, to discuss the Renewable Portfolio Standard Proposed Decision. All parties are invited to meet with Commissioner Brown on this matter. No individual meetings will be granted. All participants must provide Commissioner Brown's office with the names of individuals who will be participating, their affiliation, and telephone/fax number to be reached in the event of changes to this meeting. Please contact Carmencita Viernes at (415) 703-1407 or e-mail her at ccv@cpuc.ca.gov NO LATER than the end of business on Friday, June 6, 2003, so that there is adequate time to advise the Commissioner's office of the attendees.

## All-Party Meeting - R01-10-024

June 9, 2003	California Public Utilities Commission
2 pm – 4 pm	505 Van Ness Avenue, Room 5305
	(Corner of Van Ness Avenue and McAllister Street)
	San Francisco

There will be an all-party meeting with Commissioner Geoffrey F. Brown and David Gamson, Advisor to Commissioner Brown, to discuss the Proposed and Alternate Decisions on the Procurement Disallowance Cap. All parties are invited to meet with Commissioner Brown on this matter. No individual meetings will be granted. All participants must provide Commissioner Brown's office with the names of individuals who will be participating, their affiliation, and telephone/fax number to be reached in the event of changes to this meeting. Please contact Carmencita Viernes at (415) 703-1407 or e-mail her at ccv@cpuc.ca.gov NO LATER than the end of business on Friday, June 6, 2003, so that there is adequate time to advise the Commissioner's office of the attendees.

## NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

5/23/03 A01-02-024

AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-

	050
101 02 025	050.
A01-02-035	AT&T Communications of California, Inc. and
	WorldCom, Inc., for the Commission to reexamine the
	recurring costs and prices of unbundled loops in its
	first annual review of unbundled network element
	costs pursuant to Ordering Paragraph 11 of D.99-11-
	050.
A02-02-031	Telephone Connection Local Services, LLC (U5522-
	C), for the Commission to Reexamine the Recurring
	Costs and Prices of the DS-3 Entrance Facility
	Without Equipment in its Second Annual Review of
	Unbundled Network Element Costs pursuant to
	Ordering
	Paragraph 11 of D99-11-050.
A02-02-032	AT&T Communications of California, Inc. and
1102 02 032	WorldCom, Inc., for the Commission to Reexamine
	the Recurring Costs and Prices of Unbundled
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	Interoffice Transmission Facilities and signaling Networks and Call-Related Databases in its Second
	Annual Review of Unbundled Network Element Costs
	pursuant to Ordering Paragraph 11 of D99-11-050.
A02-02-034	Pacific Bell Telephone Company (U 1001 C), for the
	Commission to Re-Examine the Costs and Prices of
	the Expanded Interconnection Service Cross-Connect
	Network Element in the Second Annual Review of
	Unbundled Network Element Costs pursuant to
	D99-11-050.
A02-03-002	XO California, Inc. (U 5553 C), for the Commission
	to Re-Examine the Recurring Costs of DS1 and DS3
	Unbundled Network Element Loops provided by
	Pacific Bell Telephone Company, as and for the
	Commission's Second Triennial Review of Recurring
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	Unbundled Network Element Costs pursuant to
	Ordering Paragraph 11 of D99-11-050.

Summary: AUGMENTATION REQUIRED. On May 20, 2003, James B. Gordon, Jr., on behalf of the Communications Workers of America (AFL-CIO District 9) (CWA), met with Cmmr. Kennedy. Also present were Timothy Sullivan, advisor to Cmmr. Kennedy, and Cynthia G. Marshall, Senior Vice President, Regulatory & Constituency Relations, Eric Batongbacal, Executive Director for Regulatory Matters, James B. Young, General Attorney & Assistant General Counsel, and David P. Discher, General Attorney, for Pacific Bell Telephone Company. Gordon stated that there is a critical need to address the problem of below-cost unbundled network elements platform (UNE-P) pricing in California, and described some of the negative impacts of below-cost UNE-P pricing on workers in the state's telecommunications industry.

Filer: Communications Workers of America (AFL-CIO District 9) Contact: Jill Kronenberger Phone: (916) 921-4555

Summary: On May 20, 2003, Cynthia Marshall, Senior Vice President-Regulatory and Constituency Relations for Pacific Bell Telephone Company (SBC California), met with Cmmr. Kennedy in San Francisco. Also present were Timothy Sullivan, advisor to Cmmr. Kennedy, James B. Gordon, Jr., of the Communications Workers of America, and Eric Batongbacal, Executive Director for Regulatory Matters, Susan Johnson, Vice President – Finance, James B. Young, General Attorney & Assistant General Counsel, and David P. Discher, General Attorney, for SBC California. Written materials (attached to the notice) were used. SBC California representatives made the case that there is an urgent need to address the problem of below-cost unbundled network elements platform (UNE-P) pricing in California, and described some of the negative impacts of below-cost UNE-P pricing on consumers and on investments in the state's telecommunications infrastructure.

Filer: Pacific Bell Telephone Company

Contact: Thomas Selhorst Phone: (415) 542-7715

email: thomas.selhorst@sbc.com

5/23/03	A02-09-030	California-American Water Company (U 210-W), for an order Authorizing it to Increase rates for water service in its Sacramento District by \$8,198,700 or 50.77% in the year 2003; and by \$1,955,000 or 8.03% in the year 2004.
	A02-09-031	California-American Water Company (U 210-W), for an order Authorizing it to Increase rates for water service in its Larkfield District by \$512,800 or 33.3% in the year 2003; and by \$96,900 or 4.72% in the year 2004.
	A02-09-032	California-American Water Company (U 210-W), for an order Authorizing it to Increase rates for water service in its Felton District by \$410,200 or 56.62% in the year 2003; by \$101,200 or 8.86% in the year 2004; and by \$31,000 or 2.29% in the year 2005.
	A02-09-033	California-American Water Company (U 210-W), for an order Authorizing it to Increase rates for water service in its Montara District by \$234,200 or 18.69% in the year 2003; by \$38,200 or 2.57% in the year 2004; and by \$45,000 or 2.95% in the year 2005.

**Summary:** On May 21, 2002, Kathryn Slater-Carter, Montara Sanitary District (MSD) Board Chair, met with Cmmr. Lynch in San Francisco. Also present were Tom Long, advisor to Cmmr. Lynch, Jeff Almquist, Supervisor, County of Santa Cruz (County), and Edward W. O'Neill, counsel for MSD and the County. The parties discussed the failure of RWE Aktiengesellschaft (RWE), Thames Water Aqua Holdings GmbH

(Thames), American Water Works Company Inc. (AWW) and California American Water Company (Cal-Am) to comply with the commitments they made in A02-01-036 seeking approval of the RWE/AWW merger, and D02-12-068. O'Neill stated that RWE, Thames, AWW and Cal-Am have failed to comply with the commitments they made in A02-01-036 and the conditions imposed in D02-12-068 in two important respects. Almquist described extraordinary interest and concern among Felton District ratepayers regarding RWE's acquisition of the local water supply. Slater-Carter added that instead of complying with the Commission's divestiture condition, RWE, Thames, AWW and Cal-Am have sought unilateral extensions of time to comply with the condition, thereby unnecessarily increasing the time and expense to MSD of acquiring the Montara District facilities and have written letters to the Commission in which they have misrepresented MSD's position and the nature of the discussions in confidential settlement negotiations. Slater-Carter also stated that contrary to Cal-Am's claims, price is not the only issue to be resolved between the parties and renewed MSD's request for Commission assistance to facilitate the resolution of remaining issues between MSD and Cal-Am. O'Neill requested that the pending motion of MSD and the County to suspend Cal-Am's general rate case be granted.

Filer: Montara Sanitary District and County of Santa Cruz Contact: Judy Pau Phone: (415) 276-6587

**Summary:** On May 21, 2002, Kathryn Slater-Carter, Montara Sanitary District (MSD) Board Chair, met with Belinda Gatti, advisor to Cmmr. Brown, in San Francisco. Also present were Jeff Almquist, Supervisor, County of Santa Cruz (County), and Edward W. O'Neill, counsel for MSD and the County. The parties discussed the failure of RWE Aktiengesellschaft (RWE), Thames Water Aqua Holdings GmbH (Thames), American Water Works Company Inc. (AWW) and California American Water Company (Cal-Am) to comply with the commitments they made in A02-01-036 seeking approval of the RWE/AWW merger, and D02-12-068. O'Neill stated that RWE, Thames, AWW and Cal-Am have failed to comply with the commitments they made in A02-01-036 and the conditions imposed in D02-12-068 in two important respects. Almquist described extraordinary interest and concern among Felton District ratepayers regarding RWE's acquisition of the local water supply. Slater-Carter added that instead of complying with the Commission's divestiture condition, RWE, Thames, AWW and Cal-Am have sought unilateral extensions of time to comply with the condition, thereby unnecessarily increasing the time and expense to MSD of acquiring the Montara District facilities and have written letters to the Commission in which they have misrepresented MSD's position and the nature of the discussions in confidential settlement negotiations. Slater-Carter also stated that contrary to Cal-Am's claims, price is not the only issue to be resolved between the parties and renewed MSD's request for Commission assistance to facilitate the resolution of remaining issues between MSD and Cal-Am.

Filer: Montara Sanitary District and County of Santa Cruz Contact: Judy Pau Phone: (415) 276-6587

5/27/03 A01-02-024 AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the

	recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-050.
A01-02-035	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled loops in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D.99-11-050.
A02-02-031	Telephone Connection Local Services, LLC (U5522-C), for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering
A02-02-032	Paragraph 11 of D99-11-050.  AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and signaling Networks and Call-Related Databases in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
A02-02-034	Pacific Bell Telephone Company (U 1001 C), for the Commission to Re-Examine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs pursuant to D99-11-050.
A02-03-002	XO California, Inc. (U 5553 C), for the Commission to Re-Examine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops provided by Pacific Bell Telephone Company, as and for the Commission's Second Triennial Review of Recurring Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.

**Summary:** On May 21, 2003, James B. Gordon, Jr., Administrative Assistant to the Vice President, District 9 of the Communications Workers of America, met with Pres. Peevey and Robert Wullenjohn, advisor to Cmmr. Brown, in two separate meetings in San Francisco. At the meeting with Pres. Peevey also present were Lester Wong, advisor to Pres. Peevey, and Lora Watts, President – External Affairs, Pacific Bell Telephone Company (SBC California); and with Robert Wullenjohn – Susan Johnson, Vice President – Finance, and Cynthia Wales, Executive Director – Regulatory, for SBC

California. Cynthia G. Marshall, Senior Vice President, Regulatory & Constituency Relations, James B. Young, General Attorney & Assistant General Counsel, and David P. Discher, General Attorney, for SBC California, participated in both meetings. Gordon stated that there is a critical need to address the problem of below-cost unbundled network elements platform (UNE-P) pricing in California, and described some of the negative impacts of below-cost UNE-P pricing on workers in the state's telecommunications industry. Gordon also identified the inaccurate 'labor rates' being used by the Joint Applicants.

Filer: Communications Workers of America (AFL-CIO District 9) Contact: Jill Kronenberger Phone: (916) 921-4555

Summary: On May 21, 2003, Cynthia Marshall, Senior Vice President-Regulatory and Constituency Relations for Pacific Bell Telephone Company (SBC California), met with Pres. Peevey and Robert Wullenjohn, advisor to Cmmr. Brown, in two separate meetings in San Francisco. At the meeting with Pres. Peevey also present were Lester Wong, advisor to Pres. Peevey, and Lora Watts, President – External Affairs, SBC California; and at the meeting with Robert Wullenjonn – Cynthia Wales, Executive Director – Regulatory, and Susan Johnson, Vice President – Finance, for SBC California. James B. Gordon, Jr., of the Communications Workers of America, and James B. Young, General Attorney & Assistant General Counsel, and David P. Discher, General Attorney, for SBC California, participated in both meetings. Written materials (attached to the notice) were used. SBC California representatives made the case that there is an urgent need to address the problem of below-cost unbundled network elements platform (UNE-P) pricing in California, and described some of the negative impacts of below-cost UNE-P pricing on consumers and on investments in the state's telecommunications infrastructure.

Filer: Pacific Bell Telephone Company

Contact: Thomas Selhorst Phone: (415) 542-7715

email: thomas.selhorst@sbc.com

5/27/03 A01-03-036 San Diego Gas & Electric Company, for a Certificate

of Public Convenience and Necessity for the Valley-

Rainbow 500 KV Interconnect Project

**Summary:** On May 27, 2003, Osa Armi, attorney for Save Southwest Riverside County (SSRC), spoke on the telephone to Belinda Gatti, advisor to Cmmr. Brown. Armi explained SSRC's position with regard to the alternate by Pres. Peevey. Armi explained that the alternate would effectively set aside the Commission's December 2002 decision and would re-open the evaluation of whether a project like the Valley-Rainbow line is needed. Armi explained that San Diego Gas & Electric Company's arguments in support of its petition for modification are not new and lack merit.

Filer: Save Southwest Riverside County

Contact: Osa Armi Phone: (415) 552-7272 email: armi@smwlaw.com 5/27/03 A02-07-050

SBC Pacific Bell Telephone Company (U 1001-C), a corporation, for Authority to Categorize Local DA Service as a Category III Service.

Summary: On May 21, 2003, James B. Gordon, Jr., Administrative Assistant to the Vice President, District 9 of the Communications Workers of America, met with Pres. Peevey and Robert Wullenjohn, advisor to Cmmr. Brown, in two separate meetings in San Francisco. At the meeting with Pres. Peevey also present were Lester Wong, advisor to Pres. Peevey, and Lora Watts, President – External Affairs, for Pacific Bell Telephone Company (SBC California); and at the meeting with Robert Wullenjohn - Susan Johnson, Vice President – Finance, and Cynthia Wales, Executive Director – Regulatory, SBC California. Cynthia Marshall, Senior Vice President, Regulatory and Constituency Relations, James B. Young, General Attorney & Assistant General Counsel, and David P. Discher, General Attorney, for SBC California, participated in both meetings. Gordon stated that there is no basis for denying the application without taking evidence and testimony, something that the Commission should not be too busy to do.

Filer: Communications Workers of America

Contact: Jill Kronenberger Phone: (916) 921-4555